



S/N 10/716,765

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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| Applicant: | Sukesh Sandhu et al. | Examiner: | Thanh Nguyen |
| Serial No.: | 10/716,765 | Group Art Unit: | 2812 |
| Filed: | November 19, 2003 | Docket: | 303.596US2 |
| Title: | MEMORY CELL WITH TIGHT COUPLING | | |

RESPONSE

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir,

This paper follows the Notice of Allowance mailed June 16, 2005. Applicant is entitled to consideration of generic claims when the examiner imposes an Election of Species requirement. See MPEP 809.02. As previously stated, claims 15 and 18 read directly on the elected specie. Moreover, claims 13-14, 16-17, and 19-33 are generic and/or linking to the two species as set forth in the Restriction dated January 11, 2005.

The undersigned attempted to speak with examiner Nguyen regarding this issue since receipt of the Notice of Allowance. However, examiner Nguyen has stated that there is nothing she can do once the application is allowed. The undersigned requests a telephone conference with examiner Nguyen and her supervisor if claims 13-18, and 19-33 are not reinstated and examined.

Clarification of Notice of Allowance

The Notice of Allowance requests that the applicant cancel claims 4-6 and 10-33. Applicant has not canceled these claims. The Notice of Allowance does not explicitly cancel these claims. At page 2, the Notice states "Please cancel claims 4-6, 10-33." However, the Notice of Allowance indicates that allowed claims are 1-3 and 7-9.

The undersigned further inspected PAIR and the Index of claims does not state the status of claims 4-6 and 10-33.

Applicant requests clarification as to the status of claims 4-6 and 10-33.